COMPLAINT

		•
	1	1. Informal appeal <u>DUZ-x-06-02447</u> <u>DUZ-x-06-01956</u>
:	2	DUI-V-06-01300 DUI-X-08-01951 DUI-X-08
3	3	-01873
4	1	2. First formal level DJI-4-06-02447 DUI-X-06-01956
5	;	DIT-X-06-01800 DUT-X-08-01951 DUZ-X-08-
6	;	01873
7	1	3. Second formal level <u>DV.T-X-08-01951 - DVT-X-06-019</u>
8	1	56-DUI-X-105-02447 DUI-X-06-01800
9		Out in all the second
10	1	4. Third formal level 907-X-08-01800 907-X-06-01950
11		OUT-X-06-02447 - EXCUSTED REMOVES HAVE
12		BEEN MET AT HUISC LEVEL
13	E.	Is the last level to which you appealed the highest level of appeal available to
14		you?
15	_	YES ( NO ( )
16	F.	If you did not present your claim for review through the grievance procedure,
17	explain why.	
18		<del></del>
20	II. Partie	<u> </u>
21	A.	Write your name and your present address. Do the same for additional plaintiffs,
22	12.	if any. $D\sqrt{7}$
23	FOIK Alon	11 Lak Lotiz Pio Box Goo Teacy Ch 95378-0600
24		
25		
26	В.	Write the full name of each defendant, his or her official position, and his or her
27		place of employment.
28	Sil Moor	E/CW FINN JOEKTON POROLE DEU I DE FOX HCM
	TRUCY DUZ	15378 Candace Collins DVI Medical Clinic John Hall Thack Ca 95378
	COMPLAINT	DIANE 2 - GRET ROBOY 600-
		STOCKTON CALOLE DEN I 95378-6600
		95207

	. <b>∦</b>
]	CILL FIND QVI SIR MOOLE ACTIVE Warden - DVI
2	01.11 71.110 11.11.0.10.1
3	Da ( 1 1 1 0 1 0 1 0 1 1 1 1 1 1 1 1 1 1 1
4	
5	III. Statement of Claim.
6	State here as briefly as possible the facts of your case. Be sure to describe how each
7	defendant is involved and to include dates, when possible. Do not give any legal arguments or
8	cite any cases or statutes. If you have more than one claim, each claim should be set forth in a
9	separate numbered paragraph.
10	CIW TIND SIR MOORE ASSEC WINDER ZWAY CENIES ACTION TOWERS ANT
11	Pelief Medical of A Soupely LOSOKEN Hund, by UNLOCK PROCESS
12	Medication and Medical Theotment, 6-1-05 To 6-08-08 64
13	Palial Lock-down. Condace Collins, John Wall. DiANE blog
14	SPERVISORS- DUE TO INTURY - I WAS REVOYATED OF POSOLE - AND
15	Continuous REUXITIONS DE TO RETALITION ALL DENIAL OF RESPONSANT
16	To the Health And WELTONE OF INMOTE LOPEZ-BY RENOCATION
17	and Retalications Dr tox DVI tract-modical clinica toutry
18	Practice and Placed Nos that trether lisked the Health of
19	INMUTE LOPET AND RESULTED IN AN AMPSTATION OF LOPEZ
20	Middle typhed by Atlalibones in unlack- Moderal Percolos
21	And Votediction too til illo a Conflaint abuint an officer
22	
23	IV. Relief.
24	Your complaint cannot go forward unless you request specific relief. State briefly exactly
25	what you want the court to do for you. Make no legal arguments; cite no cases or statutes.
26	TO TOUR THOU - MOTION OF DISCOVERY - BY UNION/MOUS
27	Of May by Toly, That ALL HETIONS of Went Doub
28	AND MALCE, OF CONFIGERAL SLAHI MEXICAL, Malale
	COMPLAINT - 3 -
11.	COMM TUMAI

	· ·
	1 Relocon #I be doly found RESPONSIBLE, And low deals
	2 With in An official and unofficial Calacity in this Con
	3 Of LAW, And Hold All those numer in the Court of LAW
	4 LiAble for actions Pendelas Sound Inauto Lagar
:	I declare under penalty of perjury that the foregoing is true and correct.
ć	
7	Signed this 29 day of 5006 , 20 08
8	
9	- In the
10	(Plaintiff's signature)
11	
12	
13	
14	
15	
16	
17	
18	
19	
20 21	
22	
23	
24	
25	
26	
27	
8	
	COMPLAINT - 4 -

the Clerk of Court for the  I.(a) PLAINTIFFS  (b) COUNTY OF RESID	purpose of initiating the	nis form, approved civil docket sheet.  LaPEZ  LaINTIFF Sun J	by the Juc	COUNTY OF RESIDENCE (IN U.S. P	Illed States in September WO.)  I HAN -  INS , John Hell,  I OF FOY -HCM  FOF FIRST LISTED DEFENIL  LAINTIFF CASES ONLY)  EMNATION CASES, USE TH	Jah Son Toogs	
(C) ATTORNEYS (FIRM	NAME, ADDRESS, AND TE	LEPHONE NUMBER	).	ATTORNEYS (IF KNOWN	) .		
II. BASIS OF JURIS  1 U.S. Government Plaintiff  2 U.S. Government Defendant	3 Federel Question (U.S. Governmer		(For Citize Citize	diversity cases only) PTF en of Thie State P1 en of Another State P2 en or Subject of a P3	DEF  1 incorporated or Pr of Business in	Principal Place 5 5	
IV. O RIGIN  Original Proceeding	Removed from	N "X" IN ONE BOX O Remanded from Appallate Court			trict Litigation	Appeal to Dietrict Judge from Megletrate Judgment	
V. NATURE OF SUI	T (PLACE AN "X" IN C	NE BOX ONLY)					
CONTRACT		TORTS		FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
110 Insurance 120 Marine 130 Miller Act 140 Negotiable instrument 150 Recovery of Overpayment & Enforcement of Judgment 151 Medicare Act 152 Recovery of Defaulted	PERSONAL INJURY   310 Airplane   362 Personal injumed Med Melora   1,12		ry [] ctice [] ry cility sonal ct Lisblilty []	☐610 Agriculture ☐620 Other Food & Drug ☐625 Drug Related Sekure of Property 21 USC 881 ☐630 Liquor Laws ☐640 RR & Truok ☐650 Airline Regs ☐660 Occupational Sefety/Health	422 Appeal 28 USC 158   423 Withdrawal 28 USC 157   PROPERTY RIGHTS   820 Copyrights   830 Patent	400 State Reapportionment   410 Antitruet   430 Banks and Banking   450 Commerce/ICC Rates/etc.   460 Daportation   470 Racketeer Influenced and   Corrupt Organizations   810 Selective Service	
Student Loans (Excl	345 Marine Product	370 Other Fraud 371 Truth in Lendin		☐690 Other	B40 Trademark	Exchange	
153 Recovery of Overpeyment 350 Motor Vehicle 555 Motor Vehicle		380 Other Personal Property Damage385 Property Damage Product Liability			SOCIAL SECURITY    861 HIA (1395ff)   862 Black Lung (923)   863 DIWC/DIWW (405(g))   864 SSID Tille XVI   885 RSI (405(g))	□ 875 Cuetomer Challenge 12 USC 3410 □ 891 Agricultural Acts □ 892 Economic Stabilization Act □ 893 Environmental Matters □ 894 Energy Allocation Act	
REAL PROPERTY	CIVIL RIGHTS	PRISONER PET	TITIONS	790 Other Labor Litigation 791 Empi.ReL Inc. Security	FEDERAL TAX SUITS	895 Freedom of Information Act	
210 Land Condemnation 220 Foreclosure 230 Rent Lease & Ejectment 240 Torts to Land 245 Tort Product Liability 290 All Other Real Property	□441 Voling □442 Employment □443 Housing □444 Weifare □440 Other Civil Rights □445 Amer.w disab - Empl □446 Amer w disab - Other □480 Consumer Credit □490 Cable/Satelite TV	IS 10 Motion to Vecate Sentence Habeas Compus:    530 General     535 Death Penalty     540 Mandamus & Other     550 Civi Rights     555 Prison Condition		Act	□870 Taxes (US Plaintiff or Defendant □871 IRS - Third Party 26 USC 7609	900 Appeal of Fee Determination Under Equal Access to Justice 950 Constitutionality of State Statutes 890 Other Statutory Actions	
VI. CAUSE OF ACTION CITE JURISDICTIONAL STA	ATUTES UNLESS DIVE	RSITY)	CLASS A		CHECK YES only	If demanded in complaint:	
VIII. RELATED CASE	"NOTICE OF R	ELATED CASE".	-12 CONC	ERNING REQUIREMENT			
IX. DIVISIONAL ASSIG (PLACE AND "X" IN	ONE BOX ONLY)	(SA		CISCO/OAKLAND	☐ SAN JOSE		
DATE	CICKIATI	IDE OF ATTORA	IEV OF D	ECOPD			

Elik Lopo (your name)	•
K99196 (CDC #)	
P.O. Box 600	•
Tracy, CA 95378-0600	
In Pro per	
DISTRICT ATTORNEY'S OFFICE	
Survivor Coult DES Sackton Ch 222 & weder No	•
1.Kg 1 as 222 & Weter NO )	CASE NO.
TOCKER LA CISTA	
17000	PROOF OF SERVICE BY MAIL

I am a citizen of the United States and a resident of the state of California. I'm incarcerated in a California Prison. I'm over the age of 18 years, and a party to the within action.

I served the following document to each of the persons named below at the address shown. By placing a true copy in a sealed envelope with postage fully prepaid in the U.S. Mail at the Institutional mailroom.

#### **DOCUMENT:**

#### PARTIES SERVED:

I declare under penalty of perjury the a	ibove statements	s are true and correct. This document
executed on the Day of _	Sulf	200_08, in the city of Tracy
San Joaquin County, California. By: _	thik.	print your name
		//. // \

SIGNED:

Name Lof	FZ	Elik	A	
(Last)		(First)	(Initial)	
Prisoner Numb	per <u>K-9919(</u>		· ·	
Institutional A	ddress <u>P.o Box</u>	600 Tex	Ca 95378-0600	
<del></del>			STRICT COURT	
1 1 11		ERN DISTRICT	OF CALIFORNIA	
	ie of plaintiff in this acti	on.)	}	
	vs.		) Case No	_
CW fun -	S.R MOORE -D	VI	(To be provided by the Clean )	•
Candoce Coll	15 John Hall , S	Duns Wes	) COMPLAINT UNDE CIVIL RIGHTS ACT	
Do fox ME	dical - H-C-N	1	Title 42 U.S.C § 1983	
John Hall CHANE	bley Condect Collins	Tockton Papolo	}	
(Enter the full name	e of the defendant(s) in	this action)		
[All questions o	n this complaint fo	rm must be answ	vered in order for your action i	to proceet
I. Exhausti	on of Administrativ	e Remedies.		
[Note: Y	ou must exhaust yo	our administrativ	e remedies before your claim ca	an go
forward.	The court will dism	niss any unexhau	sted claims.]	
A. Pi	ace of present confi	inement <u>DEUE</u>	VocaTional Indivition	/
B. Is	there a grievance pr	rocedure in this i	nstitution?	
	YES (父)	NO()		
C. Di	id you present the fa	icts in your comp	plaint for review through the gri	ievance
	ocedure?	, .		
•		NO()		
D. If			number and the date and result	of the
			lid not pursue a certain level of	
<b>-</b>				-Fr con,

!	1. Informal appeal <u>DUI-X-03447</u> DUI-X-06-01956
2	DUI-X-00-01800
3	3
4	2. First formal level DV T-X- 06-02447 DVI-X-06-01956
5	0 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
6	;
7	
8	DVI-X-06-01800
9	
10	
11	DVI-X-06-01800
12	
13	E. Is the last level to which you appealed the highest level of appeal available to
14	you?
15	YES () NO()
16	F. If you did not present your claim for review through the grievance procedure,
17	explain why
18	
19	
20	·
21	A. Write your name and your present address. Do the same for additional plaintiffs,
22	if any.
23	Flik Alouil Al 1 2012 - Pro Box Coo That Ca 95378-0600
24	PIOBOX 1051 - PETITIONAILY TO the State Staken Ca 95202
25	UMBL EUN LOPET AS the PETTIONEL Alouist the State
26	B. Write the full name of each defendant, his or her official position, and his or her
27	place of employment.  Out the Total Tist Select Pools DUI Medical Clivic
	That Ca DENSION I DE GO - 4.C.M
- 11	ROBERT (200 - 95378 Clood Carlete Collins There Lea Lohn Hall P.O Box (200
4	COMPLAINT DUNE WEY - 2 - 95378 - DLOD S. P. Moole
	S. E. WIXOE

	·
	Leaves_
	1 Worlden-CIW finn S/R Mooke Adul weeken
:	2 PAVOLE AGENT - CONTACE COLLINS John Hall Dane GRET
:	DOVO T MEDICAL FACILITY CLINIC HICOM
4	De fox Pac Marvine Medical Clinic
.5	III. Statement of Claim.
6	State here as briefly as possible the facts of your case. Be sure to describe how each
7	defendant is involved and to include dates, when possible. Do not give any legal arguments or
8	cite any cases or statutes. If you have more than one claim, each claim should be set forth in a
9	separate numbered paragraph.
10	CW FINN SIR MODIE- DEPLED MEDICAL Relief DEPRIVAL AND PROCESS
11	TENTMENT of Glodon Hund that I Ed to Amputation due to tailuse
12	To Allow INMATE DUE PROCESS MEDICAL PELIET/CONTESTION OF SLATE WARDSMEN
13	BI Candace Collars John Hall Digue 6REY - taille To COMPLY
14	To the NEEDS of Palolee by RETaliaTion/ Coescion - And Failulo To UP
15	Hold the RESPONSAbilities of Health / SafeTV of Pasolete/Tumute Welfare.
16	From do-01-05 To do-08-08 By Continued Petalution in Rubication
17	Palolet, Showing Lack of Responsability for Paroleto
18	Do tot OVI-TRACY-MEDICAL CINIC-PRACTICE AND Procedules that had
19	been APHIED, JEDPARDIZED the Health And Safety and Weltale of
20	INMATE LOPEZ K99196 AND RESULTED IN the AMENTATION, of Link
21	ON RIGHT Hand Middle Finber AS WELL AS TEOPORALIZING the Health
22	And Sately of INMALE LOPET
23	IV. Relief.
24	Your complaint cannot go forward unless you request specific relief. State briefly exactly
25	what you want the court to do for you. Make no legal arguments; cite no cases or statutes.
26	I REDUET FOR A MOTION IN DISCOURLY- DECISION RENDEVED IN
27	Thial By July that All actions of Wloub Doing And Malice
28	of Convertional Statt, MEdical And Parole REGION SUPERVISION be duly
·	
- (1	COMPLAINT - 3 -

	•
	found RESPONSIBLE FOR those Actions And BE Dealt with in An
1	town KESHMSILOIN tol Think ACTIONS AWS DE DESIGNATION IN THE
2	Ottocal Carality As Wall AD The Personal Transit Stully Liable
3	LOURS Of Law Aux 10 Month Has Wills
4	to actions of tentury of the total
5	I declare under penalty of perjury that the foregoing is true and correct.
6	g: 14: 29 th day of 1/2/2/2 2008
7	Signed this 29th day of Auto 7, 2008
8	I I I I I I I I I I I I I I I I I I I
9	May (1900 pieneture)
10	(Plaintiff's signature)
11	
12	
13	
14	
15	
16	
17	
18	·
19	
20	
21	
22	·
23	
24	
25	
26	
27	
28	·
	COMPLAINT - 4 -

(b) COUNTY OF RESIDE	ELIK ALON LAL  UNDER PETITION  ENCE OF FIRST LISTED PL  PT IN U.S. PLAINTIFF (	LDPEZ N AINTIFF SM J CASES)	Candack StockTon De tox H county of residence (IN U.S. Pl	Callius, John Parole Callius, John Parole Can Medican E of first listed defend E aintiff cases only) EMNATION CASES, USE THE DINVOLVED.			
(For dispersion of Parties in liem ##)    1 U.S. Government			IZENSHIP OF PRINC diversity cases only) PTF In of This State 12 In of Another State 12 In or Subject of a 13	DEF incorporated or P of Business in	Principal Place 5 5		
IV. ORIGIN Proceeding	Removed from	N "X" IN ONE BOX O Ramandad from Appellate Court	NLY) Reinsla Reope		trict Litigation	☐ Appeal to District Judga from Magistrate Judgment	
V. NATURE OF SUIT	(PLACE AN "X" IN C	NE BOX ONLY)				•••	
CONTRACT		TORTS		FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
110 insurance 120 Marine 130 Miller Act 140 Negotiable instrument 150 Recovery of Overpayment & Enforcement of Judgment 151 Medicere Act 152 Recovery of Defaulted Student Loans (Excl	PERSONAL INJURY   310 Airplane   315 Airplane Product   Liability   320 Assault Libel & Slander   330 Federal Employers   Liability   340 Marine   345 Marine Product	PERSONAL INJURY  362 Personal injury  Med Malpractice  365 Personal injury  Product Liability  368 Aebestos Personal injury Product Liability  PERSONAL PROPERTY		☐610 Agriculture ☐620 Other Food & Drug ☐625 Drug Reisted Selzure of Property 21 USC 881 ☐830 Liquor Laws ☐840 RR & Truck ☐850 Airline Regs ☐860 Occupational Safety/Health ☐690 Other	☐ 422 Appeal 28 USC 158 ☐ 423 Withdrawal 28 USC 157  PROPERTY RIGHTS ☐ 820 Copyrights ☐ 830 Patent ☐ 840 Trademark	400 State Reapportionment   410 Artitrust   430 Banks and Banking   450 Commerce/ICC Rates/etc.   460 Deportation   470 Racketeer Influenced and Corrupt Organizations   810 Selective Service   850 Securities/Commodities/Exchange	
Veterans)  153 Recovery of Overpayment of Vateran's Bensilts  160 Stockholders Sults  190 Other Contract  195 Contract Product Liability  196 Franchise	Liability  350 Motor Vehicle  355 Motor Vehicle  Product Liability  360 Other Personal injury	371 Truth in Lending 380 Other Personal Property Damage 385 Property Damage Product Liability		LABOR    710 Fair Lebor Standards Act   720 Labor/Mgmt Relations   730 Labor/Mgmt Reporting &	SOCIAL SECURITY	12 USC 3410   891 Agricultural Acts   892 Economic Stabilization Act   893 Environmental Matters   994 Energy Allocation Act   895 Freedom of Information	
	Ann. 5:5:155			Discioeure Act  740 Reliwey Lebor Act  790 Other Labor Litigation	□864 SSID Tille XVI □865 RSI (405(g))	894 Energy Allocation Act	
REAL PROPERTY  210 Land Condemnation  220 Foreclosure  230 Rent Lesse & Ejactment  240 Torts to Land  245 Tort Product Liability  290 All Other Real Property	CIVIL RIGHTS  441 Voting  442 Employment  443 Housing  444 Welfare  440 Other Civil Rights  445 Amer w/ disab - Empl  446 Amer w/ disab - Other  450 Consumer Credit  490 Cable/Satelite TV	PRISONER PET  510 Motion to Vaca Sentence Habe  530 General  535 Death Penalty  540 Mandamus & O  550 Civil Righta  555 Prison Condition	ITIONS (	Discioeum Act □740 Reliwey Lebor Act	□864 SSID TIIIe XVI	894 Energy Allocation Act	
REAL PROPERTY  210 Land Condemnation 220 Foreclosure 230 Rent Lease & Ejactment 240 Torts to Land 245 Tort Product Liability 290 All Other Real Property  VI. CAUSE OF ACTIO CITE JURISDICTIONAL STA	1441 Voting	□510 Motion to Vaca Sentence Habe □530 General □535 Death Penalty □540 Mandamus & O €550 Civil Righta □555 Prison Condition  STATUTE UNDER RSITY)  MELIAM, Nale UNDER F.R.	ther  WHICH Y  CLASS A  C.P. 23	Disclosure Act    740 Reliwey Lebor. Act   790 Other Lebor Litigetion   791 Empl.Rel. Inc. Security   Act    YOU ARE FILING AND WITH ACT   To L.7   ACTION DEMAND \$[	B64 SSID TILLE XVI   B65 RSI (405(g))   FEDERAL TAX SUITS   B70 Taxas (US Plaintiff or Defendant   RS - Third Party 26 USC 7609   RITE BRIEF STATEMEN   Aunalous   CHECK YES only JURY D	□ 894 Energy Allocation Act □ 895 Freedom of Information Act □ 900 Appaal of Fee Determination Under Equal Access to Justice □ 950 Constitutionality of State Statutes □ 890 Other Statutory Actions	
REAL PROPERTY  210 Land Condemnation 220 Foreclosure 230 Rent Lease & Ejactment 240 Torts to Land 245 Tort Product Liability 290 All Other Real Property  VI. CAUSE OF ACTIO	1441 Voting	□510 Motion to Vaca Sentence Habe □530 General □535 Death Penalty □540 Mandamus & O €550 Civil Righta □555 Prison Condition  STATUTE UNDER RSITY)  MELIAM, Nale UNDER F.R.	ther  WHICH Y  CLASS A  C.P. 23	Disclosure Act    740 Reliwey Lebor. Act   790 Other Lebor Litigetion   791 Empl.ReL Inc. Security   Act  //OU ARE FILING AND W	B64 SSID TILLE XVI   B65 RSI (405(g))   FEDERAL TAX SUITS   B70 Taxas (US Plaintiff or Defendant   RS - Third Party 26 USC 7609   RITE BRIEF STATEMEN   Aunalous   CHECK YES only JURY D	□ 894 Energy Allocation Act □ 895 Freedom of Information Act □ 900 Appasi of Fee Determination Under Equal Access to Justice □ 950 Constitutionality of State Statutes □ 890 Other Statutory Actions  IT OF CAUSE. DO NOT	
REAL PROPERTY  210 Land Condemnation 220 Foreclosure 230 Rent Lease & Ejactment 240 Torts to Land 245 Tort Product Liability 290 All Other Real Property  VI. CAUSE OF ACTIO CITE JURISDICTIONAL ST.  VII. REQUESTED IN CONTROL OF ANY  IX. DIVISIONAL ASSIGNATIONAL ASSIGNA	1441 Voting	S10 Motion to Vaca Sentence Habe   S30 General   S35 Death Penalty   S45 Death Penal	ther  WHICH Y  CLASS A  C.P. 23	Disclosure Act D740 Reliwey Lebor. Act D790 Other Lebor Litigation D791 Empl.Rel. Inc. Security Act  OU ARE FILING AND W.  JUNCTIVE TOLT ACTION DEMAND \$[  ERNING REQUIREMENT	B64 SSID TILLE XVI   B65 RSI (405(g))     FEDERAL TAX SUITS   B70 Taxas (US Plaintiff or Defendant   D871 IRS - Third Party 26 USC 7609     RITE BRIEF STATEMEN   DEFENDENCE   CHECK YES only JURY D	■ 894 Energy Allocation Act ■ 895 Freedom of Information Act ■ 900 Appasi of Fee Determination Under Equal Access to Justice ■ 950 Constitutionality of State Statutes ■ 890 Other Statutory Actions  IT OF CAUSE. DO NOT	
REAL PROPERTY  210 Land Condemnation 220 Foreclosure 230 Rent Lesse & Ejactment 240 Torts to Land 245 Tort Product Liability 290 All Other Real Property  VI. CAUSE OF ACTIO CITE JURISDICTIONAL ST.  VII. REQUESTED IN CONTROL OF ACTIONAL ST.	1441 Voting	S10 Motion to Vaca Sentence Habe   S30 General   S35 Death Penalty   S45 Death Penal	ther  WHICH Y  CLASS A  C.P. 23  -12 CONC	Disclosure Act D740 Reliwey Lebor Act D790 Other Lebor Litigetion D791 Empl.ReL Inc. Security Act  OU ARE FILING AND WITTER CIUIT ACTION DEMAND \$  ERNING REQUIREMENT CISCO/OAKLAND	B64 SSID TILLE XVI   B65 RSI (405(g))   FEDERAL TAX SUITS   B70 Taxas (US Plaintiff or Defendant   RS - Third Party 26 USC 7609   RITE BRIEF STATEMEN   Aunalous   CHECK YES only JURY D	■ 894 Energy Allocation Act ■ 895 Freedom of Information Act ■ 900 Appasi of Fee Determination Under Equal Access to Justice ■ 950 Constitutionality of State Statutes ■ 890 Other Statutory Actions  IT OF CAUSE. DO NOT	

Document 1

Case 3:08-cv-04140-WHA

Filed 08/29/2008

Page 12 of 30

SIGNED:

	1 <u>COMPL</u> 2 Name <u>L</u>	_	<u>NER UNDER T</u> Erik	HE CIVIL RIGHTS ACT, 42 U.S.C §§ 198:					
	3   Name <u>Le</u>		(First)	(Initial)					
	, II	4							
	- Prisoner Nu								
	Institutional	Address <u>Utut</u>	locational Ins	AITUTE PO POF 600 TRACY Ca 95378-0600					
7	=======	UNITED STATES DISTRICT COURT							
8	<b>)</b> .			T OF CALIFORNIA					
9	Eak	Abula Lofez name of plaintiff in this	action )	}					
10		VC	,	Case No.					
11	FORMER WAL	) ULIVE	waeden 2008 6	(To be provided by the Clerk of Court)					
12	DR fox-4	ICAN DUT	Chuic RC	COMPLAINT UNDER THE CIVIL RIGHTS ACT,					
13	Caldace	College Toba	Hall	Title 42 U.S.C § 1983					
14	DANE CO	ex - Tackton Pa	10/6	}					
15	(Enter the full n	ame of the defendant(s)	in this action)						
16	[All question	s on this complaint	form must be ans	wered in order for your action to proceed					
17		ustion of Administra		• • •					
18	[Note	You must exhaust	your administrati	ve remedies before your claim can go					
19	forwa	rd. The court will di	ismiss any unexha	usted claims.]					
20	A.	Place of present co	nfinement $DV$	I TOACY DEVEL VOCATIONAL					
21	В.	Is there a grievance	procedure in this	institution?					
22		YES (X)	NO ( )						
23	C.	Did you present the	e facts in your con	plaint for review through the grievance					
24		procedure?							
25		YES (4)	NO()						
26	D.	,		l number and the date and result of the					
27		appeal at each level	of review. If you	did not pursue a certain level of appeal,					
28		explain why.							
	COMPLAINT		- 1 -						

	1. Informal appeal <u>DVI-X-06-02447</u> <u>DVI-X-06-01956</u>
	2 DVI-X-06-01800
	3
	2. First formal level DVI-X-06-02447 DVI-X-06-01956
	DVI-X-06-01800 EXAUSTED PEMEDIES
6	
7	3. Second formal level <u>DVT-X-06-02447</u> <u>DVT-X-06-0195</u>
8	-6 DVI-Y-06-01800 EXAUSED REMEDIES
9	have been met AT third final LEVEL - DENIED
10	4. Third formal level <u>DVI-X-06-02447</u> <u>DVI-X-06-01956</u>
11	DVT-X-06-01800 EXOUSTED PEMEDIES LOUE BEEN
12	MET AT third LEVEL - DENIED
13	E. Is the last level to which you appealed the highest level of appeal available to
14	you?
15	YES (C) NO()
16	F. If you did not present your claim for review through the grievance procedure,
17	explain why
18	
19	
20	II. Parties.
21	A. Write your name and your present address. Do the same for additional plaintiffs,
22	if any.
23	ERIK AlouILAR LOPEZ PIO BOX GOO TRUCTICA 95378-0600
24	DENEL VOCATIONAL INSTITUTE
25	
26	B. Write the full name of each defendant, his or her official position, and his or her
27	place of employment.
28	Out to the test of the last of
	DEUE VOCATIONAL INSTITUTE STOCKED Palole DEVISION DEVEL VOCATIONAL INST. CANDACE COLLINS OR FOX - H/CM
	COMPLAINT DUI-MICICAL CLINIC -2-
	9.0 Box 6000 Stockhow Palole Pro box laso
[[	96378-0600

COMPLAINT

	1 Cow find S.R. Mooke warded ASSOCIATE Warded D.V. I						
	2 CANTACE COLLINS JOHN Hall DIANT GREY-PAROLIS REGION 1						
	3 50cK/ON, Ca 95207						
	4 Do fox- DVI Medical Clinic HCM						
	5 III. Statement of Claim.						
(	State here as briefly as possible the facts of your case. Be sure to describe how each						
•	defendant is involved and to include dates, when possible. Do not give any legal arguments or						
8	cite any cases or statutes. If you have more than one claim, each claim should be set forth in a						
ç	separate numbered paragraph.						
10	CW FIRM - S.P MODRE-DENIED MEDICAL POLICE DEPRIVAL DUE						
11	PROCESS TEXATMENT OF BROKEN HAND thAT LED TO AMPUTATION						
12	due To failure To ALLOW TUMATE DUE PROCESS OF MEDICAlleliEt						
13	DEPRIVAT HARROSSEMENT LOY CANNOCE COLLAS JOHN HALL- DIANE						
14	COREY-tailule To comply To the needs of Parolee by Retaliation Coelci						
15	ON - AWA FAILURE of RESPONSABILITIES HEALTH SOFETY OF PAROLEE AND WELL						
16	ALE from 06-01-05 To do-08-08 by PENOCATION, RETURNATION, DEMINE						
17	of RESPONSAINLITY of Palolete						
18	De tox- DVI TEACY-MEDICAL CLINIC - PRACTICE AND PROCEDURES						
19	that had been APPlieD, JEDPARDIZED the Health And ScheTy and						
20	WELFALE OF INMATE LOPEZ K99196 AND PHONESTED OF RESULTED IN THE						
21	AMPUTATION, OF LIMB ON RIGHT HAND MINDER AS WELL AS JEOPEROLZ						
22	who the Health and SateTY of TUMETE LOPEZ.						
23	IV. Relief.						
24	Your complaint cannot go forward unless you request specific relief. State briefly exactly						
25	what you want the court to do for you. Make no legal arguments; cite no cases or statutes.						
26	I REQUEST FOR A MOTION IN DISCOURDY - DECISION RENDERED INTOIAL						
27	BY JURY that ALL ACTIONS of WRONG DOING AND MALICE of						
28	Contectional Staff MeDical i and Parole Rebion Supervision be duly found						
-							

- 3 -

COMPLAINT

I declare under penalty of perjury that the foregoing is true and correct. day of Aulous Signed this 29 (Plaintiff's signature) 

iaw, except as provided by the Clerk of Court for the p 1.(a) PLAINTIFFS  (b) COUNTY OF RESIDE:	local rules of court. The urpose of initiating the control of the court of the cour	is form, approved civil docket sheet.  LoPez  TiTion	by the Judi (SEE INST	COUNTY OF RESIDENCE  COUNTY OF RESIDENCE  COUNTY OF RESIDENCE  CITY OF THE COUNTY OF RESIDENCE  COUNTY OF RESIDENCE  (IN U.S. PI	NO.)  LIW FINAL  Solinias, John Hail  MEDICION  OF FIRST LISTED DEFEND  LAINTIFF CASES ONLY)  EMATION CASES, USE THE	Inic Taux Ca
(C) ATTORNEYS (FIRM N	AME ADDRESS AND TEL	EDHONE NUMBER		ATTORNEYS (IF KNOWN		
(C) ATTORNETS IFINM N	AME, ADDRESS, AND TE	LEPHONE NUMBER	·. ·			
II. BASIS OF JURISI	DICTION (PLACE AN 'X'	IN ONE BOX ONLY)		ZENSHIP OF PRINC		E AN'X'IN ONE BOX FOR PLAINTFF ONE BOX FOR DEFENDANT)
1 U.S. Government Plaintiff	3 Federal Question (U.S. Governmen	l Not a Party)	Cilize	PTF nofThisStale 1922.1	DEF incorporated or Pr incorpora	
2 U.S. Gevenment Defendent	4 Diversity (Indicate Cilizen	ship of Parties in		n of Another State 2	of Business in	
	nen m			n or Subject of a	☐3 Foreign Nation	6 🗀 6
IV. ORIGIN	(PLACE A	N "X" IN ONE BOX O	NLY)			
<del>-</del>		Remanded from Appellate Court	Reinata Reope		trict Litigation	Appeal to District Judgs from Magistrate Judgment
V. NATURE OF SUIT	(PLACE AN "X" IN O	NE BOX ONLY)				
CONTRACT	· .	TORTS		FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
110 Insurance 120 Marine 130 Millier Act 140 Negotiable Instrument 150 Recovery of Overpeyment & Enforcement of Judgmant 151 Medicare Act 152 Recovery of Defaulted Student Loans (Excl	PERSONAL INJURY   310 Airplane   315 Airplane Product   Lisbility   320 Aseault Libel &   Siander   330 Federal Employers   Liability   340 Marine   345 Marine Product	PERSONAL INJUI  362 Personel injur  Med Malprac  365 Personel injur  Product Liab  366 Aabestoe Pers  injury Product  PERSONAL PROP	y tion y Ility - ional it Liebility ERTY	☐ 610 Agriculture ☐ 620 Other Food & Drug ☐ 625 Drug Related Seizure of Property 21 USC 881 ☐ 630 Liquor Laws ☐ 640 RR & Truok ☐ 650 Aidine Regs ☐ 660 Occupational Safety/Heelth	☐ 422 Appeal 28 USC 158 ☐ 423 Withdrawal 28 USC 157  PROPERTY RIGHTS ☐ 820 Copyrights ☐ 830 Patent ☐ 840 Tractemark	430 Banks and Banking   450 Commerce/ICC Rates/etc.   1460 Deportation   470 Racketeer Influenced and   Comupt Organizations   310 Selective Service   850 Securities/Commodities/
Veterans)  153 Recovery of Overpayment	Liability  350 Motor Vehicle	371 Truth in Lendin	1g [	LABOR	SOCIAL SECURITY	Exchange
of Vateraris Benefits  180 Stockholders Suits  190 Other Contract  195 Contract Product Lisbility  196 Franchise	355 Motor Vahicia Product Liability 360 Other Personal Injury	Property Dama Product Liable	nage ige lity	□710 Feir Lebor Standards Act □720 Lebor/Mgmt Relations □730 Lebor/Mgmt Reporting & Discloeure Act □740 Reliway Lebor.Act	□ 861 HIA (1395ff) □ 862 Black Lung (923) □ 863 DIWC/DIWW (405(g)) □ 864 SSID Tille XVI □ 865 RSI (405(g))	12 USC 3410  [891 Agricultural Acts]  892 Economic Stabilization Act  [893 Environmental Matters]  894 Energy Allocation Act  [895 Freedom of Information
REAL PROPERTY	CIVIL RIGHTS	PRISONER PET		790 Other Lisbor Litigation 791 Empl.Ret. Inc. Security	FEDERAL TAX SUITS	Act
210 Land Condemnston 220 Foreclosure 230 Rent Lease & Ejsclment 240 Torts to Land 245 Tort Product Liability 290 All Other Real Property	□441 Voting □442 Employment □443 Housing □444 Walfara □440 Other Civil Rights □445 Amer w/ disab - Empl □446 Amer w/ disab - Other □480 Consumer Credit □490 Cabla/Satellite TV	□510 Motion to Vsca Sentence Hab- □530 General □535 Death Penelty □540 Mandamus & O 19550 Civil Rights □555 Prison Condition	eas Corpus: thar	Act .	□ 870 Taxes (US Plaintiff or Defendant □ 871 IRS - Third Party 26 USC 7609	Determination Under Equal Access to Justice  950 Conelitationality of State  Statutes  890 Other Statutory Actions
VI. CAUSE OF ACTION (CITE THE US CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE BRIEF STATEMENT OF CAUSE. DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)  VII. REQUESTED IN COMPLAINT: CHECK IF THIS IS A CLASS ACTION DEMAND SE/ CHECK YES only if demanded in complaint:  UNDER F.R.C.P. 23  JURY DEMAND: YES IND						
VIII. RELATED CASE( IF ANY		R TO CIVIL L.R. 3 ELATED CASE".	-12 CONC	ERNING REQUIREMENT	TTO FILE	•
IX. DIVISIONAL ASSIGNMENT (CIVIL L.R. 3-2)  (PLACE AND "X" IN ONE BOX ONLY)  TEL SAN FRANCISCO/OAKLAND  SAN JOSE						
DATE	SICNATI	IRE OF ATTORN	IEV OF P	ECOPD		

ERIX AbuiLAR LOPEZ (your name)	
K99196	•
P.O. Box 600	•
Tracy, CA 95378-0600	
In Proper Sou Joaqui Coutr	
STOCKEN SIPERIOR COURT	
222 & Webel AUS	
LockTow Con	CASE NO
7. 2002 ( )	•
OF SOK NOOKE/COW TINN DOVOL INT.	PROOF OF SERVICE BY MAIL

I am a citizen of the United States and a resident of the state of California. I'm incarcerated in a California Prison. I'm over the age of 18 years, and a party to the within action.

I served the following document to each of the persons named below at the address shown. By placing a true copy in a sealed envelope with postage fully prepaid in the U.S. Mail at the Institutional mailroom.

#### **DOCUMENT:**

#### PARTIES SERVED:

I declare under penalty of perjury the above statem	nents are true	and correct. This d	ocument
executed on the 3/ Day of AUGUS	1	200 <u></u> , in the c	ity of Tracy,
San Joaquin County, California. By: EPUL	(n) to		print your name
	, ,	0//0	
	SIGNED:		

· ·

- 5°, --><sub>4</sub>

	1 COMPL	AINT BY A PRISC	NER UNDER 1	THE CIVIL RIGHTS ACT, 42 U.S.C §§ 1983							
	2 Name	PEZ	EOIK	A							
	3 (Las	t)	(First)	(Initial)							
	4 Prisoner Nu	mber K-9919(	•	· .							
	_ [	Address Devel Un		PIO BOX 600 TRACT Ca 95378-06							
(	6										
,	7	UNI	TED STATES I	DISTRICT COURT CT OF CALIFORNIA							
8	B FUV	Nulse Lopez	HERIV DISTRIC	)							
Ş	(Enter the full	name of plaintiff in this	action.)								
10	)	vs.		Case No  (To be provided by the Clerk of Court)							
11	<u> CW</u> +	Finn / SR N	loole_	COMPLAINT UNDER THE							
12	DR-fox-	DVI		CIVIL RIGHTS ACT, Title 42 U.S.C § 1983							
13	Candac	E COLLINS, DIAN	E GBEY	}							
14		(Enter the full name of the defendant(s) in this action)									
15											
16	[All question	s on this complaint	form must be an	swered in order for your action to proceed]							
17	I. Exha	ustion of Administra	tive Remedies.								
18	[Note	[Note: You must exhaust your administrative remedies before your claim can go									
19		forward. The court will dismiss any unexhausted claims.]									
20	A.			I-TOACY DENE VOCATIONAL							
21	В.	Is there a grievance	•	s institution?							
22		YES (X)	NO()								
23	C.	Did you present the	e facts in your con	mplaint for review through the grievance							
24		procedure?									
25		YES	NO()								
26	D.	•	•	al number and the date and result of the							
27		appeal at each level	of review. If yo	u did not pursue a certain level of appeal,							
28		explain why.									
	COMPLAINT		- 1 -								

	1. Informal appeal <u>DVI-X-06-02447</u> , <u>DVI-X-06-01956</u>
	DVI-X-06-0/800
	3
4	2. First formal level DVI-X-06-02447, DVI-X-06-01956
5	DVI-4-6-01800 EXAUSTED REMEDIES
6	
7	3. Second formal level <u>DVI-X-06-02447, DVI-X-06-01956</u>
8	DVI-4-06-01800
9	
10	
11	DVI-X-06-01800 EYAUSTED REMEDIES
12	haut been MET AT third LEUEL - DENIED
13	E. Is the last level to which you appealed the highest level of appeal available to
14	you?
15	YES (A) NO()
16	F. If you did not present your claim for review through the grievance procedure,
17	explain why
18 19	
20	II. Parties.
21	A. Write your name and your present address. Do the same for additional plaintiffs,
22	if any.
23	Elik Abuilas LoPEZ Pio Box 600 Teacy Ce 95378-
24	0600 DENEL VOCATIONAL INSTITUTE
25	
26	B. Write the full name of each defendant, his or her official position, and his or her
27	place of employment STOCKEN Parde Devision DVI MEDICAL CINIC
28	DEUR Incatique Institute Candact Collins DIL tor
	S.W. MOOKE / COW FINN HOW John Hall / DIANE GREY TRULY CA AR. FOX-DVI MEDICAL CLINIC HOW KASSON RA FOXTON CA (10 BOX 1000)
	COMPLAINT -2. 95207 95378-0600
	P.O Box Lapo
II	95378-0600

	1 CW EWN S.R Moole - Warden Associate Warden DVT
	2 Candalt Collins John Hall DiANT Coley-Parok ReGion DEU-1
	3 Stakton, Ca
	4 DR FOX DVI MEXICAL CLUIC HARD-H-C-M
	5 III. Statement of Claim.
(	State here as briefly as possible the facts of your case. Be sure to describe how each
•	defendant is involved and to include dates, when possible. Do not give any legal arguments or
8	cite any cases or statutes. If you have more than one claim, each claim should be set forth in a
ç	separate numbered paragraph.
10	CULTION S.R MODER- DENIES MESICAL RELIEF DEPRIVAL QUE PROCESS
11	Theat Ment of bloken Hand that led to Ambutation des to failles
12	To ALLOW INMUTE LOS PROCESS OF MENCE! POLIST HORGESSMENT
13	Candace Collins, John Hall, Digue Coley - failules To Comply
14	To the needs of Paroles, Petalution, Coexcion-And faille of RES
15	PONSalality Health / Satelt of Palolet and Weltalk from 601-05 To 6-8-08
16	by RENOCATION, Retalication, Denial of RESCONSULATED OF POROJEE
17	Do fox - DVI TEACY- MEDICAL CLIVIC - PRACTICE AND PROCEDURS
18	that had been APPlied topaldized the Health and Safety
19	and we take of INMAR LOPEZ K99196 And Posylodin the
20	AMPOTATION, of Line on DIBUT Hard Middle takes As well
21	As JedPaldizing the Health on Soto Ty of INMals Lakes and
22	othices-dus To UNYPORSIONALISM
23	IV. Relief.
24	Your complaint cannot go forward unless you request specific relief. State briefly exactly
25	what you want the court to do for you. Make no legal arguments; cite no cases or statutes.
26	I DERIEST for a MOTON of DOCAKEY-DECISION in Thial
27	BY A TURY that ALL actions of Work Doing and Malice
28	of Convectional Staff, Medical, Palole Report be duly found
-	COMPLAINT - 3

1	RESPONSIBLE, AND BE SECOLO WITH IN AN OFFICIAL CAPACITY
2	$A \rightarrow A \rightarrow$
3	
4	All those Named Aux others fully Liable for actions Devidels
5	I declare under penalty of perjury that the foregoing is true and correct.
6	
7	Signed this
8	
9	John Vailar Jan
10	(Plaintiff's signature)
11	
12	
13	·
14	
.15	·
16	
17	
18	
19	
20	
21	
22 23	
24	
25	
26	
27	
28	
- 11	

COMPLAINT

the JS-44 civil cover sheet and the information contained therein replace for supplement the lighty and States in September 1974, is required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON PAGE TWO.)  1.(a) PLAINTIFFS  ELIK AGUILAY LOPEL  DEFENDANTS  DEFENDANTS  DEFENDANTS  DEFENDANTS  DEFENDANTS											
1,(4), 2,	UNDER PETIT		,	CANDACE C STOCKTON PULLOLE OF FOX. HMO-	ollius, John Has Devision Medical Clinic	I DIANE CREY					
(b) COUNTY OF RESIDE (EXCER	NCE OF FIRST LISTED PL PT IN U.S. PLAINTIFF (	AINTIFF SAN J CASES)	On COUIN	(IN U.S. P	LAINTIFF CASES ONLY) EMNATION CASES, USE THI						
(C) ATTORNEYS (FIRM N	AME, ADDRESS, AND TEI	EPHONE NUMBER		ATTORNEYS (IF KNOWN							
II. BASIS OF JURIS	DICTION (PLACE AN'X	IN ONE BOX ONLY)				E AN 'X' IN ONE BOX FOR PLAINTIFF					
U.S. Government	3 Federal Question (U.S. Governmen	l Not a Party)	`	diversity cases only) PTI on of This State	DEF	ONE BOX FOR DEFENDANT) PTF DEF rincipal Place					
Defendant	4 Diversity	able of Ocalica to	Citize	n of Another State 2	incorporated and of Business in	Principal Place 5 55					
	(Indicale Cilizen	ship of Parlies in		n or Subject of a 3	□3 Foreign Nation	□6 □6					
IV. ORIGIN	(PLACE A	N "X" IN ONE BOX O	NLY)								
		Remended from Appellate Court	Reinsta Reope		trict Litigation	Appeal to District Judge from Magistrate Judgment					
V. NATURE OF SUIT	(PLACE AN "X" IN O	NE BOX ONLY)									
CONTRACT		TORTS		FORFEITURE/PENALT		OTHER STATUTES					
☐ 110 Insurance ☐ 120 Marine ☐ 130 Miller Act ☐ 140 Negotiable Instrument	PERSONAL INJURY  310 Airplane  315 Airplane Product  Liability	PERSONAL INJUR 362 Personal Injury Med Malprac 365 Personal Injury	y tice	☐610 Agriculture ☐620 Other Food & Drug ☐625 Drug Related Seizure of Property 21 USC 881	422 Appeal 28 USC 158	400 State Reapportionment 410 Antitrust 430 Banks and Banking 450 Commerce/ICC Rates/etc.					
150 Recovery of Overpayment & Enforcement of	320 Assault Libel & Slander	Product Liab	٠.	☐630 Liquor Laws ☐640 RR & Truck	PROPERTY RIGHTS	480 Deportation 470 Racketeer influenced and					
Judgment  151 Medicare Act	330 Federel Employers Lisbility	injury Produc	t Liability	☐650 Airline Regs ☐660 Occupational	☐820 Copyrights ☐830 Patent	Corrupt Organizations					
152 Recovery of Defaulted Student Loans (Excl	340 Marine 345 Marine Product	PERSONAL PROP	ERTY	Safety/Health	840 Trademark	850 Securities/Commodities/					
Veterans)  153 Recovery of Overpeyment	Liebility	371 Truth in Lendin	ng [	LABOR	SOCIAL SECURITY	Exchange  B75 Customer Challenge  12 USC 3410					
of Veteran's Benefits  180 Stockholdere Suits  180 Other Contract  195 Contract Product Liability  196 Franchise	355 Motor Vehicle	Product Liability		Property Damage 385 Property Damage Product Liability	Property Damage 385 Property Damage	Property Damage  385 Property Damage	Property Damage385 Property Damage Product Liability		710 Fair Labor Standarda Act 720 Labor/Mgmt Relatione 730 Labor/Mgmt Reporting & Diecloaure Act 740 Railway Labor Act	861 HIA (1395ff)   862 Black Lung (923)   863 DIWC/DIWW (405(g))   864 SSID Title XVI   865 RSI (405(g))	891 Agricultural Acts   892 Economic Stabilization   Act   893 Environmental Matters   894 Energy Allocation Act   895 Freedom of Information
REAL PROPERTY	CIVIL RIGHTS	PRISONER PET		☐790 Other Labor Litigation ☐791 Empl.Ret. Inc. Security	FEDERAL TAX SUITS	Act 900 Appeal of Fee					
210 Land Condemnation 220 Foreclosure 230 Rent Lease & Ejectment 240 Torts to Land 245 Tort Product Liability 290 All Other Real Property	□441 Voting □442 Employment □443 Housing □444 Welfars □440 Other Civil Rights □445 Amer w/ disab - Empl □446 Amer w/ disab - Other □480 Consumer Credit □490 Cable/Satellite TV	□ 510 Motion to Vecate Sentence Habeaa Corpus: □ 530 General □ 535 Death Penalty □ 540 Mandamus & Other ■ 550 Civil Rights □ 555 Prison Condition		Act	□ 870 Taxes (US Plaintiff or Defendant □ 871 IRS - Third Perty 26 USC 7609	Determination Under Equal Access to Justice  950 Constitutionality of State Statutea  1890 Other Statutory Actions					
VII. REQUESTED IN COMPLAINT: CHECK IF THIS IS A CLASS ACTION DEMAND SEZ CHECK YES only If demanded in complaint:											
VIII. RELATED CASE(S) PLEASE REFER TO CIVIL L.R. 3-12 CONCERNING REQUIREMENT TO FILE  IF ANY "NOTICE OF RELATED CASE".											
IX. DIVISIONAL ASSIC PLACE AND "X" IN			N FRANC	CISCO/OAKLAND	□ SAN JOSE						
ATE SIGNATURE OF ATTORNEY OF PECOPO											

Elik Lopt 2 A your name	
1× 29/96 (CDC #)	
P.O. Box 600	
Tracy, CA 95378-0600	
In Pro per	
CANDOCK COLLIAS, John Hall DIANE GOEY-STOCKTON PONOLE, DEN I STOCKTON CO. 95207	
DIANE GOEY- STOCKTON PONOLE, DEN I	
5/ock/on Ca 95207	CASE NO.
Pro Box 600 Truch Ca )	•
Thank Cu 95378-0600	PROOF OF SERVICE BY MAIL

I am a citizen of the United States and a resident of the state of California. I'm incarcerated in a California Prison. I'm over the age of 18 years, and a party to the within action.

I served the following document to each of the persons named below at the address shown. By placing a true copy in a sealed envelope with postage fully prepaid in the U.S. Mail at the Institutional mailroom.

#### **DOCUMENT**:

#### <u>PARTIES SERVED</u>:

I declare under penalty of perjury the above statements are tr	ue and correct. This document
executed on the 31 Day of Allows	200 £ , in the city of Tracy
San Joaquin County, California. By: Efuk 1.01/57	print your name

SIGNED: //

	2 Name L	AINT BY A PRISON Per	<u>er under t.</u> Føj K	HE CIVIL RIGHTS ACT,	42 U.S.C §§ 1983				
	3 (Last)		(First)	(Initial)					
	,								
	ا ۽	Prisoner Number K-99196  Institutional Address DVI P.O BOY 600 Touch Ch-95318-0600							
	6	Institutional Address DVL 10 BOX 600 Mary Ch-95318-0400							
,	7	UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA							
:	8 EUK	TON AGENTARY DISTRICT OF CALIFORNIA							
ģ	(Enter the full	name or plaintiff in this action	on.)	}					
10	)	vs.		Case No. (To be provided by the	Clerk of Court)				
11	CH)	tinn S.D. Ma	ole	COMPLAINT UN	·				
12	2 Dy tox - HCM CIVIL RIGHTS ACT,								
13	Candalle	Candaste Collas, Viane Coler, John Hall }							
14		(Enter the full name of the defendant(s) in this action)							
15		(Enter the fair name of the defendants) in this action)							
16	· · ·	[All questions on this complaint form must be answered in order for your action to proceed]							
17		I. Exhaustion of Administrative Remedies.							
18	_	[Note: You must exhaust your administrative remedies before your claim can go							
19	forwa	forward. The court will dismiss any unexhausted claims.]							
20	A.	Place of present confi		of Wacy In					
21	. В.	Is there a grievance pr		institution?					
22		YES (NO()							
23	C.	Did you present the fa	cts in your com	plaint for review through the	grievance				
24		procedure?							
25		YES 💢	NO()						
26	D.	If your answer is YES	, list the appeal	number and the date and res	sult of the				
27		appeal at each level of review. If you did not pursue a certain level of appeal,							
28		explain why.							
	COMPLAINT		1-						

	1. Informal appeal DVI-X-08-0195/ DVI-X-06-0195			
	1. Informal appeal 1007-X-46-01800 1017-X-			
	3 8-01873-HCM-ADA			
	4 2. First formal level All His ABOUE			
	5			
	6			
	3. Second formal level <u>ADA - DVT-X-08-01873</u>			
	18/21 DVI-X-06-01956 - 18/21 DVI-X-06-01800			
DUI-X-06-02447 HarraS MAN I ISSUES				
10 4. Third formal level <u>DVZ-X-66-02447</u> DUZ-X				
11	DUI-X-06-01956 DUI-X-08-61873			
12				
13	E. Is the last level to which you appealed the highest level of appeal available to			
14	you?			
15	YES (O) NO()			
16	F. If you did not present your claim for review through the grievance procedure,			
17	explain why			
18				
19				
20	II. Parties.			
21	A. Write your name and your present address. Do the same for additional plaintiffs,			
22	if any.			
23	23 FRIK Alouslas ( PEZ POBOX COD TRUCY, Ch 95378-0600			
24				
25				
	B. Write the full name of each defendant, his or her official position, and his or he			
27	place of employment. Tockton Parcolt DUI-MESICAL-HCM			
28	Macy Ca 95378 John Hall DR fox - HCM			
Walden)	C.W. tinn - SIR Moole . Clark Coley ADA-			
	COMPLAINT -2- TRUE 4 Ca 95378-0600 P.o BOX 600-			

	PRIOR / PREVIOUS WARDON CUPLENT ACTING /
	1 COW FIND SIL MOONE DEVI Walional TWELLS TRAY Co. 95378
	Condace Collins, John Hall, Diana boley Delown I Parole Stockton Co
	Do E for H.C.M ADA DIT Medical Chine
	4
4	
6	
7	
8	cite any cases or statutes. If you have more than one claim, each claim should be set forth in a
9	separate numbered paragraph.
10	CILL FIRM I Was DENIED ACCESS Toward MEDICAL RELIEF
11	of SEVERTY DOKEN Hand, by Unlock-PROCESS for MEDICUTION AND
12	MEDICAL TREATMENT 6-1-05 TO 6-08-08 RACIAL LOCK-DOWN, CandaCE
13	Collins - Paside Abent - Joekan Parolo Abent Dev one" John Hall
14	DIANE GREY SUPERISOL DER TO INJURY - I WAS RENOVATED OF PASOLE
15	- And Continous DEVOCATIONS AND TO DETALLATION And DENIAL of
16	RESPONSABILITY OF PACOLEY/INMATE LOPEZ 6-1-05 TO 6-08-08
17	DERICAL OF ANY RESPONSABILITY TO the Health AND WELTERE OF INNUTE
18	LOPEZ- by REUXATION And RETALISTION. DR FOX DUT TOUCH HCM
19	Medical Clinic - taulty Practice And Procedures that tuether
20	RISKEC the Health of INMATE LOPEZ AND PESUITED IN AMPUTATION
21	of INMate LoPez' Linb. Right that Middle timber
22	
23	IV. Relief.
24	Your complaint cannot go forward unless you request specific relief. State briefly exactly
25	what you want the court to do for you. Make no legal arguments; cite no cases or statutes.
26	To find thru Motion of Discovery - By Unanimous factor of
27	Teral
28	
	COMPLAINT - 3 -

	·
	Litar At all the Contract of the
	1 by TURY, that All actions of whomb Down And Malico
	2 of Consectional State Medical Parole Relovant he duly
	3 tound RESPONSINE, And be dealt with in Accordance
	4 in this official and Un Official Capacity In the Court of I Am
	I declare under penalty of perjury that the foregoing is true and correct.
	6
	7 Signed this 29 day of 120 00
;	
٥	My Waylo
10	(Plaintiff's signature)
11	
12	
13	
14	
15	
16	Į.
17	
18	
19	
20	
21	
22	
23	
24	
25	
26	
27	
IJ	
28	
	COMPLAINT - 4 -

I declare under penalty of perjury the above statements are true and corr	ect. This document
executed on the 3/ Day of 20008	, in the city of Tracy,
San Joaquin County, California. By: Elik Capts	print your name
SIGNED:	1. Jan
BIGNED.	

# CIVIL COVER SHEET The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by

the Clerk of Court for the p  I.(a) PLAINTIFFS  (b) COUNTY OF RESIDE	NOTE OF FIRST LISTED PL	AINTIFF Son To	(SEE INS	TRUCTIONS ON PAGE TO DEFENDANTS  COUNTY OF RESIDENCE (IN U.S. P.	NO.)  C. W. Finn - 1  SIR MOOVE -  CANCUCE Collins  REGION #/ PA  OF FIRST LISTED DEFEND  AINTIFF CASES ONLY)  MINATION CASES, USE THIS  INVOLVED.	(Lohn Hall DIANE SO/E/DI TOY Medi DANT	
II. BASIS OF JURIS  II U.S. Government Plaintiff  U.S. Government Defendant  IV. ORIGIN	3 Federal Question (U.S. Governmen 4 Diversity (Indicale Citizen Item III)		(For Chiz Chize Chize For	IZENSHIP OF PRINC diversity cases only) PTF en of This State PT 1 PT 12 PT 21	DEF	Principal Place 5 5	
Original 🗆	Removed from	Remanded from Appellate Court	Reinsi Reopt		trict Litigation	Appeal to District Judge from Maglatrate Judgment	
V. NATURE OF SUIT	(PLACE AN "X" IN O	NE BOX ONLY)				•	
CONTRACT	T	TORTS		FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
110 insurance 120 Marine 130 Millier Act 140 Nego tiable instrument 150 Recovery of Overpayment & Enforcement of Judgment 151 Medicare Act 152 Recovery of Defaulted	PERSONAL INJURY PROJECT PERSONAL INJURY PERSONAL INJUR		ry otice ry oility aonel ct Liability	☐610 Agriculture ☐620 Other Food & Drug ☐625 Drug Related Seizure of Property 21 USC 881 ☐630 Liquor Laws ☐640 RR & Truck ☐850 Airline Reps ☐660 Occupational SafetyHealth	H22 Appeal 28 USC 158   H23 Withdrawal 28 USC 157   PROPERTY RIGHTS   B20 Copyrights   B30 Patent   B40 Trademerk	400 State Reapportionment   410 Antitrust   430 Banka and Banking   450 Commerce/ICC Rates/etc.   460 Deportation   470 Racketeer Influenced and   Corrupt Organizatione   810 Selective Service   850 Securities/Commodities/	
Student Loans (Exc	345 Marine Product	370 Other Fraud	sa .	□690 Other		Exchange	
Veterans)  153 Recovery of Overpayment of Veteran's Benefits  160 Stockholders Sults  190 Other Contract  195 Contract Product Liability  196 Franchise	Liability  350 Motor Vahicle  355 Motor Vahicle  Product Liability  380 Other Personal injury	380 Other Persona Property Dem 385 Property Dema	Property Demage  385 Property Demage  Product Liability	LABOR    710 Fair Lebor Standards Act   720 Labor/Mgmt Relations   730 Labor/Mgmt Reporting & Disclosure Act   740 Raliway Labor. Act	SOCIAL SECURITY    861 HIA (1395ff)   862 Black Lung (923)   863 DIWC/DIWW (405(g))   864 SSID Title XVI   885 RSI (405(g))	875 Customer Chatlenge   12 USC 3410   1891 Agricultural Acts   1892 Economic Stabilization Act   1893 Environmental Matters   1894 Energy Allocation Act   1895 Freedom of Information	
REAL PROPERTY	CIVIL RIGHTS	PRISONER PET	TITIONS	□790 Other Labor Litigation □791 Empl.ReL inc. Security	FEDERAL TAX SUITS	Act	
210 Land Condemnation   220 Foreclosure   230 Rant Lease & Ejectment   240 Torts to Lend   245 Tort Product Liability   290 All Other Real Property	441 Voting 442 Employment 443 Housing 444 Weifare 444 Weifare 445 Amer w/ disab - Empl 445 Amer w/ disab - Other 480 Consumer Credit 490 Cabis/Satelite TV	□510 Motion to Vaca Sentence Habi □530 General □535 Death Penalty □540 Mandamus & O □550 Civā Rights □555 Prison Conditio	es Corpus: ther	Act	□ 670 Taxes (US Plaintiff or Defendant □ 671 IRS - Third Party 26 USC 7609	□ 900 Appeat of Fae Determination Under Equal Access to Justics □ 950 Constitutionality of State Statutes □ 890 Other Statutory Actions	
VI. CAUSE OF ACTION (CITE THE US CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE BRIEF STATEMENT OF CAUSE. DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)  VII. REQUESTED IN COMPLAINT: CHECK IF THIS IS A CLASS ACTION DEMAND SEATHER CHECK YES only If demanded in complaint:  UNDER F.R.C.P. 23  JURY DEMAND: YES NO  VIII. RELATED CASE(S) PLEASE REFER TO CIVIL L.R. 3-12 CONCERNING REQUIREMENT TO FILE  "NOTICE OF RELATED CASE".							
IX. DIVISIONAL ASSIGNMENT (CIVIL L.R. 3-2)  (PLACE AND "X" IN ONE BOX ONLY)  SAN FRANCISCO/OAKLAND  SAN JOSE							